THE HON'BLE SRI JUSTICE BILAL NAZKI

AND

THE HON'BLE SRI JUSTICE RAMESH RANGANATHAN

WRIT PETITION NO.23039 OF 2007

Dated 01-11-2007

Between:

M/s Badrinath Oil Company …Petitioner

and

Commercial Tax Officer and two others …Respondents

THE HON'BLE SRI JUSTICE BILAL NAZKI

AND

THE HON'BLE SRI JUSTICE RAMESH RANGANATHAN

WRIT PETITION NO.23039 OF 2007

O R D E R (Per the Hon'ble Sri Justice Bilal Nazki):

The petitioner has filed appeal and stay application before the Sales Tax Appellate Tribunal, Visakhapatnam on 24-06-2007 and the stay application has not been taken up for consideration. In the meantime, demand of attachment of land has been raised.

After hearing learned counsel for the parties, we follow our earlier orders that the demand would not be justified while the stay application was pending before the competent authority. In these circumstances, we stay the demand and direct the Tribunal to dispose of the stay application within a period of two weeks from the date of receipt of a copy of this order.

The writ petition is accordingly disposed of. No order as to costs.

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Bilal Nazki,J

Dated 1st November, 2007

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Ramesh Ranganathan,J

Note: Issue wire at party's cost

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